



**JOY HOFMEISTER**

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION  
OKLAHOMA STATE DEPARTMENT OF EDUCATION

**MEMORANDUM**

**TO:** The Honorable Members of the State Board of Education

**FROM:** Joy Hofmeister

**DATE:** June 23, 2016

**SUBJECT:** Proposed Orders for Revocation of Teaching Certificates

Pursuant to the State Board of Education's (the "Board") rules OAC 210:1-5-6, 75 O.S. §§314-314.1, and Oklahoma Statutes 70 O.S. §3-104, the Board previously suspended the Oklahoma teaching certificates of 1) Amy Replogle; 2) Kyle Whitmus; and, 3) Jimmy Steinbach. On May 12, 2016, before Administrative Law Judge, Gay Tudor, a hearing was held on the Applications for Revocation (the "Applications") of the aforementioned individuals' teaching certificates.

Enclosed, please find Ms. Tudor's proposed Orders in each of the individual proceedings, requesting that the Board adopt them and effectuate her recommendations to revoke the teaching certificates of Amy Replogle, Kyle Whitmus, and Jimmy Steinbach.

OKLAHOMA STATE BOARD OF EDUCATION  
ADMINISTRATIVE COMPLAINT

STATE OF OKLAHOMA, ex. rel.	)	
STATE DEPARTMENT OF EDUCATION,	)	
	)	
Applicant	)	
	)	2015-23
vs.	)	
	)	
AMY REPLOGLE,	)	
	)	
Respondent	)	

HEARING ON PROPOSED REVOCATION OF  
CERTIFICATE NUMBER 200413

The above-entitled matter came on for hearing on the 12<sup>th</sup> day of May, 2016, before Administrative Law Judge Gay Abston Tudor, pursuant to assignment from the Oklahoma State Board of Education ("Board"). Appearing for the Applicant was Brad Clark, General Counsel for the Board. The Respondent did not appear.

Respondent is the holder of teaching certificate number 200413. The State Department of Education ("Department") filed an Application for Emergency Order to Summarily Suspend and Application to Revoke that certification. The Application was mailed to Respondent by certified mail on January 25, 2016, and an Order granting the Application to Suspend was entered on January 28, 2016, and sent to Respondent by certified mail on January 29, 2016.

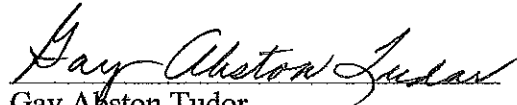
Notice of a hearing set for May 12, 2016, on the proposed revocation was sent to Respondent by certified mail at Respondent's last known address on April 12, 2016. The Applicant's proposed witness and exhibit list was mailed to that same address on April 27, 2016.

According to the Department's rules, service of notice by such means is complete. OAC 210:1-5-6 (d)(3). The rules also state that if the holder of the certificate fails to appear at the scheduled hearing, the Board or hearing officer shall hold the party in default and issue an order sustaining the allegations set forth in the application for revocation. OAC 210: 1-5-6 (g)(1)(C).

ORDER

The undersigned Administrative Law Judge finds:

Respondent was properly served with notice of the hearing on the Application for Revocation of Certificate. Respondent failed to appear. Therefore, the teaching certificate of Respondent Amy Replogle is hereby REVOKED, effective May 12, 2016.

A handwritten signature in cursive script, reading "Gay Abston Tudor".

Gay Abston Tudor  
Administrative Law Judge

OKLAHOMA STATE BOARD OF EDUCATION  
ADMINISTRATIVE COMPLAINT

STATE OF OKLAHOMA, ex. rel.	)	
STATE DEPARTMENT OF EDUCATION,	)	
	)	
Applicant	)	
	)	2016-1
vs.	)	
	)	
JIMMY STEINBACH,	)	
	)	
Respondent	)	

HEARING ON PROPOSED REVOCATION OF  
CERTIFICATE NUMBER 231543

The above-entitled matter came on for hearing on the 12<sup>th</sup> day of May, 2016, before Administrative Law Judge Gay Abston Tudor, pursuant to assignment from the Oklahoma State Board of Education ("Board"). Appearing for the Applicant was Brad Clark, General Counsel for the Board. The Respondent did not appear.

Respondent is the holder of teaching certificate number 231543. The State Department of Education ("Department") filed an Application for Emergency Order to Summarily Suspend and Application to Revoke that certification. The Application was mailed by certified mail to Respondent on February 19, 2016, and an Order granting the Application to Suspend was entered on February 25, 2016, and sent to Respondent by certified mail on February 26, 2016.


Notice of a hearing set for May 12, 2016, on the proposed revocation was sent to Respondent by certified mail at Respondent's last known address on April 12, 2016. The Applicant's proposed witness and exhibit list was mailed to that same address on April 27, 2016.

According to the Department's rules, service of notice by such means is complete. OAC 210:1-5-6 (d)(3). The rules also state that if the holder of the certificate fails to appear at the scheduled hearing, the Board or hearing officer shall hold the party in default and issue an order sustaining the allegations set forth in the application for revocation. OAC 210: 1-5-6 (g)(1)(C).

ORDER

The undersigned Administrative Law Judge finds:

Respondent was properly served with notice of the hearing on the Application for Revocation of Certificate. Respondent failed to appear. Therefore, the teaching certificate of Respondent Jimmy Steinbach is hereby REVOKED, effective May 12, 2016.

  
Gay Abston Tudor  
Administrative Law Judge

OKLAHOMA STATE BOARD OF EDUCATION  
ADMINISTRATIVE COMPLAINT

STATE OF OKLAHOMA, ex. rel.	)	
STATE DEPARTMENT OF EDUCATION,	)	
	)	
Applicant	)	
	)	2016-5
vs.	)	
	)	
KYLE WHITMUS	)	
	)	
Respondent	)	

HEARING ON PROPOSED REVOCATION OF  
CERTIFICATE NUMBER 401011

The above-entitled matter came on for hearing on the 12<sup>th</sup> day of May, 2016, before Administrative Law Judge Gay Abston Tudor, pursuant to assignment from the Oklahoma State Board of Education ("Board"). Appearing for the Applicant was Brad Clark, General Counsel for the Board. The Respondent did not appear.

Respondent is the holder of teaching certificate number 401011. The State Department of Education ("Department") filed an Application for Emergency Order to Summarily Suspend and Application to Revoke that certification. The Application was mailed to Respondent by certified mail on February 19, 2016. An Order granting the Application to Suspend was entered on February 25, 2016, and sent by certified mail to Respondent on February 26, 2016.

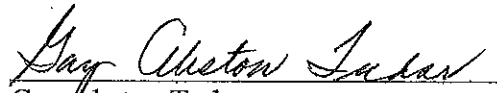
Notice of a hearing set for May 12, 2016, on the proposed revocation was sent to Respondent by certified mail at Respondent's last known address on April 12, 2016. The Applicant's proposed witness and exhibit list was mailed to that same address on April 27, 2016.

According to the Department's rules, service of notice by such means is complete. OAC 210:1-5-6 (d)(3). The rules also state that if the holder of the certificate fails to appear at the scheduled hearing, the Board or hearing officer shall hold the party in default and issue an order sustaining the allegations set forth in the application for revocation. OAC 210: 1-5-6 (g)(1)(C).

ORDER

The undersigned Administrative Law Judge finds:

Respondent was properly served with notice of the hearing on the Application for Revocation of Certificate. Respondent failed to appear. Therefore, the teaching certificate of Respondent Kyle Whitmus is hereby REVOKED, effective May 12, 2016.

  
Gay Abston Tudor  
Administrative Law Judge